

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Vivek P. Singhal, Ian David Emmons

Application No./Patent No.: 10/679,015 Filed/Issue Date: October 2, 2003

Entitled: High Availability Via Data Services

Persistence Software, Inc, a Corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From Vivek P. Singhal, Ian David Emmons To: Persistence Software, Inc
The document was recorded in the United States Patent and Trademark Office at Reel 014583, Frame 0862, or for which a copy thereof is attached.

2. From Persistence Software, Inc. To: Progress Software Corporation
The document was recorded in the United States Patent and Trademark Office at Reel 019562, Frame 0854, or for which a copy thereof is attached.

3. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

July 20, 2007

Date

Greg T. Sueoka

Typed or printed name

(650) 335-7194

Telephone number

/Greg T. Sueoka/

Signature

Attorney for Assignee

Title